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22 **UNITED STATES DISTRICT COURT**
23 **DISTRICT OF NEVADA**

24 SUNLIGHTEN, INC.,

25 Plaintiff,

26 v.

27 FINNMARK DESIGNS, LLC,

28 Defendant.

Case No.: 2:20-cv-00127-JAD-EJY

STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF
TIME TO FILE REBUTTAL
EXPERT DESIGNATIONS
(SECOND REQUEST)

29 Pursuant to Fed. R. Civ. P. 6 and 26, and Local Rules IA6-1, IA6-2, and LR 26-3,
30 Plaintiff seeks to extend the deadline for rebuttal expert designations by 28 days, from May 14,
31 2021 to June 11, 2021. In support of this stipulation, the parties state as follows:

1 1. Pursuant to the Stipulation and Order to Extend Discovery Deadlines entered by
2 the Court on January 11, 2021 (ECF 35), rebuttal expert designations are currently due May 14,
3 2021.

4 2. Plaintiff has retained a rebuttal expert and the expert is conducting his analysis,
5 however he will not be able to finalize a report by the May 14, 2021 deadline.

6 3. Plaintiff's counsel has discussed this issue with Defendant's counsel who has
7 agreed to a 28-day extension for the rebuttal expert designation provided that the name of the
8 rebuttal expert be provided to Defendant by the original May 14, 2021 deadline.

9 4. Plaintiff is amenable to Defendant's proposal and agrees to provide the rebuttal
10 expert's name to Defendant by May 14, 2021, with the understanding that the deadline for
11 rebuttal expert designations is extended by 28 days to June 11, 2021.

12 5. The Court granted the parties' first request to extend several discovery deadlines
13 on January 11, 2021. Accordingly, this is technically a second request to extend the rebuttal
14 expert designation deadline, although the first request was in the context of extending several
15 dates including all expert designations.

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19 **A. Pursuant to Local Rule 26-3(a), The Parties Stipulate that the Following Discovery**
20 **has been Completed:**

21 1. The parties have conducted discovery in the form of interrogatories and requests
22 for production of documents.

23 2. A deposition of a third party has been conducted.

24 3. The parties have issued third-party subpoenas for documents.

25 **B. Pursuant to Local Rule 26-3(b), The Parties Stipulate**
26 **that the Following Discovery Remains to be Completed:**

27 1. Party Depositions

28 2. Rebuttal Expert Disclosures

3. Expert Depositions

4. Possible Third-Party Depositions

C. Pursuant to Local Rule 26-3(c), The Parties Stipulate that an Extension is Required for the Following Reasons:

1. This extension is being requested to allow Plaintiff's rebuttal expert sufficient time to conduct his analysis and prepare a report.

D. Pursuant to Local Rule 26-3(d), The Parties Stipulate and Propose the Following Extension:

1. Plaintiff requests that the deadline for filing Rebuttal Expert Designations be extended 28 days from May 14, 2021, up to and including June 11, 2021.
2. No other changes to the discovery schedule are being requested.

For the above reasons, the Plaintiff requests that this stipulation for an extension of time to file expert rebuttal designations be granted.

Respectfully submitted,

ERICKSON KERNELL IP, LLC

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*Attorneys for Plaintiff
Sunlighten, Inc.*

IT IS SO ORDERED

DATED: May 13, 2021


UNITED STATES MAGISTRATE JUDGE